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PART-IIA

GOVERNMENT OF MEGHALAYA

NOTIFICATIONS

The 13th October, 2022.

OFFICE MEMORANDUM

Subject:- Dearness Allowance/Dearness Relief.

No.F(PR)-53/2017/51. - The undersigned is directed to refer to this Department's O.M. No.F(PR)-53/2017/46, dated 26th May, 2022 and to say that the Governor of Meghalaya is pleased to decide that the Dearness Allowance/Dearness Relief payable to all categories of State Government employees/pensioners and family pension holders shall be enhanced from the existing rate of 25% to 28% with effect from 1st January, 2022.

2. These orders shall also apply to the members of the work-charged establishment and casual workers, other than Bungalow Peons, holding posts in the pay levels as admissible to the employees of corresponding categories under the regular establishment/services/posts.
3. The Dearness Relief under these orders shall remain suspended if the pensioners/family pensioners are employed/re-employed under the State/Central Government or employed/re-employed/permanently absorbed in the State's or Central Government's Company, Corporation, Undertaking or Autonomous Body. It shall, however, be revived after the spell of such employment/re-employment.
4. The payment on account of Dearness Allowance/Dearness Relief involving fractions of 50 paise and above may be rounded off to the next higher rupee and the fraction of less than 50 paise may be ignored.
5. The payment on account of the Dearness Allowance/Dearness Relief sanctioned herein shall be debited to the respective heads of accounts from which the employees draw their salary and the pensioners/family pension holders, their pension.

VIJAY KUMAR D,

Commissioner & Secretary to the Govt. of Meghalaya,
Finance Department.

The 15th September, 2022.

No.SUP.26/2021/80. - In exercise of the powers conferred by sub-section (1) and clause (p) of sub-section (2) of Section 102 of the Consumer Protection Act, 2019, (No. 35 of 2019), the Government of Meghalaya, hereby makes the following Rules, namely :-

1. Short title, and commencement:- (1) These Rules may be called the Meghalaya State Consumer Protection (Mediation) Rules, 2022.

(2) They shall come into force from the date of publication in the Official Gazette.

2. Definitions - (1) In these rules, unless the context otherwise requires,-

- (a) 'Act' means the Consumer Protection Act, 2019 (Central Act No. 35 of 2019);
 - (b) 'Commission' means the District Commission or State Commission, as the case may be;
 - (c) 'mediation cell' means a consumer mediation cell established in accordance with the provisions of section 74 of the Act;
 - (d) 'panel' means a panel of mediators prepared by the Commission under sub-section (1) of section 75 of the Act;
 - (e) 'Parties' means parties to a dispute;
 - (f) 'Settlement' means a settlement arrived at in the course of mediation.
- (2) All other words and expression used in these Rules and not defined but defined in the Consumer Protection Act, 2019 (35 of 2019) shall have the meanings respectively assigned to them in the Act.

3. Mediation Cell.- (1) Every Mediation Cell set up in a Commission, shall have a panel of mediators on the recommendation of a selection committee consisting of the President and a member of that Commission.

(2) The Mediation Cell shall have such support staff as may be decided by the President of that Commission in consultation with the concerned Government and that Government shall provide all administrative assistance and infrastructure facilities required by the Commission.

4. Matters not to be referred to mediation - The following matters shall not be referred to mediation, namely:-

- (a) The matters relating to proceedings in respect of medical negligence resulting in grievous injury or death;
- (b) Matters which relate to defaults or offences for which applications for compounding of offences have been made by one or more parties;
- (c) Cases involving serious and specific allegations of fraud, fabrication of documents, forgery, impersonation, coercion;
- (d) Cases relating to prosecution for criminal and non-compoundable offences;

- (e) Cases which involve public interest or the interest of numerous persons who are not parties before the Commission:

Provided that, in any case other than those mentioned in this rule, the Commission before which the case is pending may choose not to refer it to mediation if it appears to the Commission that no elements of a settlement exist which may be acceptable to the parties or that mediation is otherwise not appropriate having regard to the circumstances of the case and the respective positions of the parties.

5. **Refund of fee**—Where the Commission refers the parties to mediation, the complainant shall be entitled to receive full amount of application fee paid in respect of such complaint, if a settlement is reached between such parties.
6. **Resort to arbitral or judicial proceedings.**— The parties shall not initiate any arbitral or judicial proceedings in respect of a matter which is the subject-matter of the mediation and also when such parties have expressly undertaken not to initiate any such proceeding.
7. **Settlement agreement not to be discharge by death of party thereto.**— (1) A settlement agreement shall not be discharge by the death of any party thereto and shall be enforceable by or against the legal representative of the deceased party.
- (2) Nothing in this rule shall affect the operation of any law by virtue of which any right of action is extinguished by the death of a person.

PRAVIN BAKSHI,

Commissioner & Secretary to the Govt. of Meghalaya,
Food Civil Supplies & Consumer Affairs Department.

The 16th September, 2022.

No.CDD.76/2012/Pt. I/361. - The Governor of Meghalaya is pleased to order the Reorganization of areas, Villages & Gram Sevak Circles of Myllem C&RD Block under East Khasi Hills District, with immediate effect.

The list of Villages of Myllem C&RD Block, East Khasi Hills District, with Headquarter at 5th Mile Upper Shillong, having an area of 8004 hectare approximately and an approximate population of 1,03,743, comprising of 15 Gram Sevak Circles is at Annexure - I.

This supersedes this Department's "Notification No.CDD.76/2012/Pt-I/84, dated 6th March, 2020.

S. C. SADHU,
Secretary to the Govt. of Meghalaya,
Community and Rural Development Department.

Annexure - I

Re-organization of villages under G.S. Circles, Myllem C&RD Block, East Khasi Hills District.

Sl. No.	G.S. CIRCLE	Name of Villages	Polulation	
			Village-wise	G.S. Circle-wise
1	HEADQUARTER	1. Lumpdeng.	1358	6075
		2. 4 th Mile	2722	
		3. 5 th Mile	1995	
2	UMLYNGKA	4. Nongkseh (CT)	4846	25616
		5. Lawsohtun (CT)	8214	
		6. Lummawbah	3621	
		7. Umlyangka (CT)	7381	
		8. Nongumlong	1554	
3	MAWKLOT	9. Nongpiur	841	3115
		10. Myrkhan	276	
		11. Laitmynsaw	177	
		12. Mawklot	1821	
4	MADAN IINGSYIEM	13. Madan- lingsyiem	1352	2714
		14. Mawsawa Myllem	273	
		15. Rngi Myllem	500	
		16. Syllai -U- Lor Myllem	589	
5	MARBANIANG	17. Lyngkien Myllem	618	1534
		18. Mawri Myllem	397	
		19. Myllem Marbaniang	519	
6	NONGBET	20. Nongbet Myllem	404	2128
		21. Demthring Myllem	258	
		22. Kyndong Nongkyntir Myllem	802	
		23. Myllem Pombot	224	
		24. Rangsyuin Mawlmeng	260	
		25. Umrakam Thangkhith Myllem	180	
7	MAWNIANGLAH	26. Mawnianglah	3929	5274
		27. Mawkhanpasir	902	
		28. Mawrashe	443	

8	POMLUM	29. Pomlum	1087	3670
		30. Baniun	1310	
		31. Mawblah	320	
		32. Lumdewsaw	293	
		33. Marbaniang Umseiniong	660	
9	MAWKHAR	34. Mawwan	669	3078
		35. Myllem Mawkhar	757	
		36. Pomkaniew	678	
		37. Maweitnai	974	
10	MAWPYNTHIH	38. Mawpynthih	2518	3616
		39. Myllem Mawiong	584	
		40. Lyngkien Shyiap	514	
11	UMSAW	41. Myllem Umsaw	760	2279
		42. Mawnarian Wahmawlong	375	
		43. Rangbihbih	821	
		44. Mawsing	323	
12	MAWBYNNA	45. Pomlakrai Mawbynna	1526	3560
		46. Pomlakrai Rngi Shyllong	865	
		47. Pomlakrai Liewlong	1169	
13	UMIEW	48. Pomlakrai Umiew	894	1574
		49. Pomlakrai Mawtharia	372	
		50. Pomlakrai Pdengshnong	308	
14	LAITKOR	51. Laitkor Mawrie	1727	10316
		52. Laitkor Rngi	1602	
		53. LaitkorNongdaneng	2841	
		54. Laitkor Mawrie Lumheh	4146	
15	MADANRTING	55. Madanrting (CT)	29194	29194
		TOTAL	1,03,743	1,03,743

The 19th September, 2022.

No.ENV.1/2007/Vol-II/104. - In supersession of this Department's Notification No.ENV.1/2007/Pt/110, dated 1st November, 2017 and in pursuance of Rule 5(1) of the Wetlands (Conservation and Management) Rules, 2017, issued by the Ministry of Environment, Forests Climate Change, Government of India, *vide* its Notification No. G.S.R. 1203 (E) dated 26th September, 2017, the Governor of Meghalaya is pleased to re-constitute the State Wetlands Authority for the State of Meghalaya consisting of the following members:-

1	Minister in-charge of Forests and Environment Department, Govt. of Meghalaya.	Chairperson
2	Chief Secretary, Govt. of Meghalaya.	Vice-Chairperson
3	Senior most Secretary of the Forests and Environment Department, Govt. of Meghalaya.	Member
4	Senior most Secretary of the Urban Affairs Department, Govt. of Meghalaya.	Member
5	Senior most Secretary of the Community and Rural Development Department, Govt. of Meghalaya.	Member
6	Senior most Secretary of the Water Resources Department, Govt. of Meghalaya.	Member

7	Senior most Secretary of the Fisheries Department, Govt. of Meghalaya.	Member
8	Senior most Secretary of the Public Health Engineering Department, Govt. of Meghalaya.	Member
9	Senior most Secretary of the Soil & Water Conservation Department, Govt. of Meghalaya.	Member
10	Senior most Secretary of the Tourism Department, Govt. of Meghalaya.	Member
11	Senior most Secretary of the Revenue and Disaster Management Department, Govt. of Meghalaya	Member
12	The Director, North Eastern Space Application Centre, Umiam.	Member
13	The Chief Wildlife Warden, Meghalaya	Member
14	The Member Secretary, Meghalaya State Biodiversity Board.	Member
15	The Member Secretary, Meghalaya State Pollution Control Board.	Member
16	The Additional Principal Chief Conservator of Forests, Integrated Regional Office, Ministry of Environment, Forests and Climate Change, Shillong	Member
17	Secretary to the Executive Committee of Khasi Hills Autonomous District Council	Member
18	Secretary to the Executive Committee of Jaintia Hills Autonomous District Council	Member
19	Secretary to the Executive Committee of Garo Hills Autonomous District Council	Member
20	Dr. Jimcarbrist P. Marak, Associate Professor, Union Christian College, Umiam Khwan	Expert Member
21	Shri. Devesh Walia, Professor & Head of Department of Geology, North-Eastern Hill University	Expert Member
22	Dr. Bikramjit Sinha, Scientist-E, Zoological Survey of India, North Eastern Regional Centre	Expert Member
23	Shri Aiban S. Mawkhroh, Principal Architect, Atelier A+	Expert Member
24	Smti. G. Sara Lyndem, (Retd.) Joint Director, SIRD	Expert Member
25	The Principal Chief Conservator of Forests & HoFF, Meghalaya, Shillong.	Member Secretary

1. The State Wetlands Authority may co-opt other members, exceeding three in number, if required.
2. The powers and function of the State Wetlands Authority shall be as specified in Rule 5 (4), (5) and (6) of the Wetlands (Conservation and Management) Rules, 2017.
 - a) Prepare a list of all wetlands of State within three months from the date of publication of the aforesaid.
 - b) prepare a list of wetlands to be notified, within six months from the date of publication of the aforesaid rules taking into cognizance any existing list of wetlands prepared/notified under other relevant State Acts.
 - c) recommend identified wetlands, based on their Brief Documents, for regulation under these rules;
 - d) prepare a comprehensive digital inventory of all wetlands within a period of one year from the date of publication of these rules and upload the same on a dedicated web portal to be developed by the Central/Government for the said purpose: the inventory to be updated every ten years;
 - e) develop a comprehensive list of activities to be regulated and permitted within the notified Wetlands and their zone of influence;
 - f) recommend additions, if any, to the list of prohibited activities for specific wetlands;
 - g) define strategies for conservation and wise use of wetlands within their jurisdiction; wise use being a principle for managing these ecosystems which incorporate sustainable uses (such as capture fisheries at sustainable level or harvest of aquatics plants) as being compatible with conservation, if ecosystem function (such as water storage, ground water recharge, flood buffering) and values (such as recreation and cultural) are maintained or enhanced;

- h) review integrated management plan for each of the notified wetlands (including trans-boundary wetlands in coordination with Central Government), and within these plans consider continuation and support to traditional uses of wetlands which are harmonized with ecological character;
 - i) in cases wherein within boundary of notified wetlands or wetlands complex have private tenancy rights, recommended mechanisms for maintenance of ecological character through promotional activities
 - j) identify mechanisms for convergence of implementation of the management plan with the existing State level development plans and programmes;
 - k) ensure enforcement of these rules and other relevant Acts; rules and regulations and on half yearly basis (June and December of each calendar year) inform the concerned State Government or Central Government on the status of such notified wetlands through a reporting mechanisms;
 - l) coordinated implementation of integrated management plans base on wise use principle through various line departments and other concerned agencies;
 - m) function as nodal authority for all wetland specified authorizes within the State.
 - n) issue necessary directions for conservation and sustainable management of wetlands to the respective implementing agencies;
 - o) undertake measures for enhancing awareness within stakeholders and local communities on values and functions of wetlands; and
 - p) Advise on any other matter *suo-moto*, are as referred by the State Government.
3. The Authority shall constitute / re-constitute
- a) a technical committee to review brief documents, management plans and advise on any Technical matter referred by the Wetland Authority; and
 - b) a grievance committee consisting of four members to provide a mechanism for hearing and forwarding the grievances raised by public to the Authority.
4. The Committees referred to in sub-rule (6) of the Wetlands (Conservation & Management) Rules 2017 shall meet at least once in every quarter to perform their functions.
5. The Authority shall meet at least thrice in a year.
6. The term of non-official members of the Authority nominated by State Government shall be for a period not exceeding three years.

SYED MD. A. RAZI,
Commissioner & Secretary to the Govt. of Meghalaya,
Forests & Environment Department.

The 19th September, 2022.

No.LJ(A)23/85/Pt-I/29. - In the interest of smooth functioning of Courts, the Governor of Meghalaya is pleased to order that all posts of Judicial Officers governed by Meghalaya Higher Judicial Service Rules, 2015 and Meghalaya Judicial Service Rules, 2006 are hereby amalgamated as one cadre for the purpose of salary only irrespective of their place of posting by making the posts of Meghalaya Judicial Services as "Floating posts" as under -

Sl. No.	Grade	Name of posts	Total
1.	Grade I Pay ₹ 51550-63070/-	District & Session Judge/Addl. District & Sessions Judge/Special Judge, MACT/Special Judge, NDPS/Special Judge POCSO/Member Secretary, MSLSA	44
2.	Grade II Pay ₹ 39530-54010/-	Chief Judicial Magistrate/Asst. District & Sessions Judge/Secretary, DLSA	25
3.	Grade-III Pay ₹ 27700-44770/-	Munsiff/Judicial Magistrate First Class/Civil Judge (Junior Division)	26

The expenditure is debitable to the Head of Account "2014-Administration of Justice" from where the Officer (s) will draw his/her salary.

This issues with the approval of the Personnel & AR (A) Department *vide* I.D No.361/2021, dated 30th March, 2022 and Finance (Estt.) Department *vide* I.D. No.FE.232/22, dated 29th June, 2022.

This Notification shall come into force with effect from the date of notification.

CYRIL V. D. DIENGDOH,
Secretary to the Govt. of Meghalaya,
Law Department.

The 20th September, 2022.

No.LJ(B).67/88/397. - In pursuance to full separation of Judiciary from the Executive and in exercise of the power conferred in proviso to sub-section (2) of Section 1 of the Code of Criminal Procedure 1973. (Act 2 of 1974) the Governor of Meghalaya is pleased to apply the provisions of the Code of Criminal Procedure, 1973 to the Courts in the State of Meghalaya. The District Council Courts shall continue to derive powers under paragraphs 4 and 5 of the Sixth Schedule to the Constitution of India.

The Governor of Meghalaya further directs that, notwithstanding such application, all actions taken by the Courts throughout Meghalaya, under the Rules for the Administration of Justice and Police in the Khasi and Jaintia Hills, 1937 and the Rules of Administration of Justice and Police in Garo Hills, 1937 shall be deemed to have been taken under the relevant provisions of the Code of Criminal Procedure, 1973.

Secretary to the Govt. of Meghalaya,
Law Department.

The 20th September, 2022.

No.LJ(B).67/88/398. - In pursuance to full separation of Judiciary from Executive and in exercise of the power conferred in proviso to sub-section (3) of Section 1 of the Code of Civil Procedure, 1908 (Act 5 of 1908) the Governor of Meghalaya is pleased to apply the provisions of the Code of Civil Procedure 1908 to the Courts in the State of Meghalaya. The District Council Courts shall continue to derive powers under paragraphs 4 and 5 of the Sixth Schedule to the Constitution of India.

The Governor of Meghalaya further directs that, notwithstanding such application, all actions taken by the Courts throughout Meghalaya, under the Rules for the Administration of Justice and Police in the Khasi and Jaintia Hills, 1937 and the Rules of Administration of Justice and Police in Garo Hills, 1937 shall be deemed to have been taken under the relevant provisions of the Code of Civil Procedure, 1908.

Secretary to the Govt. of Meghalaya,
Law Department.

The 21st September, 2022.

CORRIGENDUM

No.LBG.14/89/236. - Please read "**NOTIFICATION**" instead of "**DRAFT NOTIFICATION**" as appeared *vide* this Department's Notification **No.LBG.14/89/233, dated 24th August, 2022.**

Principal Secretary to the Govt. of Meghalaya,
Labour Department.

The 7th October, 2022.

CORRIGENDUM

No.LJ(A)23/85/Pt-II/7. - Please read "**sub clause (iva)**" instead of "**sub clause (via)**" as appeared in the last paragraph of this Department's Notification No.LJ(A)23/85/Pt-II/5, dated 25th August, 2022.

D. LYNDOH,
Deputy Secretary to the Govt. of Meghalaya,
Law (A) Department.